

B. The Evidence of a Relationship Between Mrs. Clinton and Mrs. Livingstone Is Limited to the Insert and Testimony That Mr. Kennedy and Mr. Livingstone Told Others of Such a Relationship.

In February 1993, when Mr. Livingstone became Director of OPS, the FBI conducted a background investigation -- a routine procedure for new federal employees.⁶⁶ One of the agents assisting in the background investigation of Mr. Livingstone was Agent Sculimbrene.⁶⁷ The background investigation of Mr. Livingstone included routine interviews of persons who were in a position to provide information about him, including current and former co-workers, employers, and personal friends.

According to an insert in Mr. Livingstone's background report, Agent Sculimbrene interviewed five persons in connection with Mr. Livingstone's background investigation between March 1 and March 3, 1993, including Mr. Nussbaum. The insert relating to Agent Sculimbrene's interview of Mr. Nussbaum was initialed, but not signed or dated, and there were no underlying notes reflecting the substance of the interview. The relevant paragraph in the insert states, in its entirety:

⁶⁶ When federal employees are hired, a background investigation is conducted to determine their suitability for employment. Executive Order 10450, first adopted by President Eisenhower in 1953, requires background investigations for all federal civilian officers and employees. Executive Order No. 10450, 18 F.R. 2489, 1953 WL 5976 (April 27, 1953).

⁶⁷ In March 1993, FBI Special Agent Dennis Sculimbrene was assigned to the Washington Metropolitan Field Office squad responsible for conducting White House background investigations. Sculimbrene 7/16/96 Int. at 1.